

Minutes of the Regular Business Meeting of the  
Board of Mayor and Aldermen of the City of Kingsport, Tennessee  
Tuesday, July 1, 2014, 7:00 PM  
Large Court Room – City Hall

PRESENT: Board of Mayor and Aldermen  
Mayor Dennis R. Phillips, Presiding  
Vice-Mayor Mike McIntire  
Alderman Colette George  
Alderman Tom C. Parham  
Alderman Tom Segelhorst

City Administration  
Jeff Fleming, City Manager  
Chris McCartt, Assistant City Manager for Administration  
Ryan McReynolds, Assistant City Manager for Operations  
Joseph E. May, Interim City Attorney  
James Demming, City Recorder/Chief Financial Officer  
David Quillin, Police Chief  
Craig Dye, Fire Chief  
Morris Baker, Community Services Director  
Lynn Tully, Development Services Director  
Tim Whaley, Community & Government Relations Director

- I. **CALL TO ORDER:** 7:00 p.m., by Mayor Dennis R. Phillips.
- II.A. **PLEDGE OF ALLEGIANCE TO THE FLAG:** Hunter Wright.
- II.B. **INVOCATION:** Pastor David Salley, Gravelly Baptist Church.
- III.A. **ROLL CALL:** By City Recorder Demming. Absent: Alderman John Clark and Alderman Jantry Shupe.
- III.B. **SWEARING IN OF NEW CITY MANAGER.**
- IV. **RECOGNITIONS AND PRESENTATIONS.**
  - 1. 2014 Governor's Environmental Stewardship Award for Clean Air to City of Kingsport Alternative Fuels Initiative (Steve Hightower) – Chris McCartt.
- V. **APPROVAL OF MINUTES.**

Motion/Second: McIntire/Parham, to approve minutes for the following meetings:

- A. June 16, 2014 Regular Work Session
- B. June 17, 2014 Regular Business Meeting

Approved: All present voting "aye."

- VI. **COMMUNITY INTEREST ITEMS.**

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**AA. PUBLIC HEARINGS.** None.

**A. PUBLIC COMMENT.** Mayor Phillips invited citizens in attendance to speak about any of the remaining agenda items. There being no one coming forward to speak, the Mayor closed the public comment segment.

**B. BUSINESS MATTERS REQUIRING FIRST READING.**

**1. Consideration of a Budget Ordinance Appropriating Available Funds to GP1401, WA1500 and SW1500 and a Resolution Awarding the Bid for the Cooks Valley Road Improvements Phase 2 Project to Vic Davis Construction Company, Inc. and Authorize the Mayor to Sign All Applicable Documents (AF: 181-2014).**

Motion/Second: Segelhorst/McIntire, to pass:

AN ORDINANCE TO AMEND THE WATER PROJECT, SEWER PROJECT AND GENERAL PROJECT FUND BUDGETS BY TRANSFERRING FUNDS FOR COOKS VALLEY ROAD IMPROVEMENT PHASE 2 FOR THE YEAR ENDING JUNE 30, 2015; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on first reading: All present voting "aye."

Motion/Second: McIntire/Segelhorst, to pass:

**Resolution No. 2015-001**, A RESOLUTION AWARDED THE BID FOR THE COOKS VALLEY ROAD IMPROVEMENTS PHASE 2 PROJECT TO VIC DAVIS CONSTRUCTION COMPANY, INC. AND AUTHORIZING THE MAYOR TO SIGN AN AGREEMENT FOR THE SAME AND ALL DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE AGREEMENT

Passed: All present voting "aye."

**2. Consideration of a Budget Ordinance Appropriating Available Funds to SW1501 for Funding of Colonial Heights Annexation Phase 2 Sewer Extension Project and Authorize the Mayor to Sign All Applicable Documents (AF: 186-2014).**

Motion/Second: McIntire/Segelhorst, to pass:

AN ORDINANCE TO AMEND THE SEWER PROJECT FUND BY TRANSFERRING FUNDS FOR THE COLONIAL HEIGHTS PHASE 2 SEWER LINE EXTENSION THE FISCAL YEAR ENDING JUNE 30, 2015; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on first reading: All present voting "aye."

**3. Consideration of a Resolution and Approve a Budget Ordinance Authorizing the City Manager to Issue a Purchase Order to Motorola Solutions to Purchase Replacement Radios for the City of Kingsport (AF: 190-2014).** Chief Quillin provided information on this item.

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Motion/Second: Segelhorst/McIntire, to pass:

**Resolution No. 2015-002**, A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A PURCHASE ORDER FOR REPLACEMENT RADIOS FROM MOTOROLA SOLUTIONS NT

Passed: All present voting "aye."

Motion/Second: Segelhorst/McIntire, to pass:

AN ORDINANCE TO AMEND THE GENERAL PROJECT FUND BUDGET FOR THE YEAR ENDING JUNE 30, 2014; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on first reading: All present voting "aye."

**4. Consideration of a Budget Ordinance Appropriating Available Funds to GP1301 and a Resolution Authorizing a Change Order to the GRC Construction Services Contract to Include Emergency Generator Work for the Johnson Stadium Improvements Project and Authorize the Mayor to Sign All Applicable Documents (AF: 192-2014).** Mayor Phillips pointed out the current generator is not sufficient and this is a necessity for the approval of the fire marshal.

Motion/Second: Parham/Segelhorst, to pass:

AN ORDINANCE TO AMEND THE GENERAL PROJECT FUND BUDGET BY TRANSFERRING FUNDS TO THE J. FRED JOHNSON STADIUM IMPROVEMENTS PROJECT FOR THE YEAR ENDING JUNE 30, 2014; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on first reading: All present voting "aye."

Motion/Second: Segelhorst/McIntire, to pass:

**Resolution No. 2015-003**, A RESOLUTION APPROVING CHANGE ORDER #1 TO THE CONTRACT WITH GOINSRASHCAIN, INC. FOR EMERGENCY GENERATOR WORK FOR THE JOHNSON STADIUM IMPROVEMENTS PROJECT AND AUTHORIZING THE MAYOR TO EXECUTE ALL DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE CHANGE ORDER

Passed: All present voting "aye."

**C. BUSINESS MATTERS REQUIRING FINAL ADOPTION.**

**1. Consideration of an Ordinance to Amend the General Fund, General Project Fund and Fleet Fund Budgets (AF: 162-2014).**

Motion/Second: McIntire/Parham, to pass:

**ORDINANCE NO. 6417**, AN ORDINANCE TO AMEND THE GENERAL PROJECT FUND, GENERAL FUND AND FLEET FUND BUDGETS FOR THE YEAR ENDING JUNE 30, 2014; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on second reading in a roll call vote: George, McIntire, Parham, Segelhorst, and Phillips voting "aye."

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**D. OTHER BUSINESS.**

**1. Consideration of a Resolution Approving the Public Official Bond for Tilden J. Fleming as City Manager** (AF: 189-2014). Attorney May stated this is a formality required by the charter. He noted the position is covered under other policies for \$500,000.

Motion/Second: Segelhorst/McIntire, to pass:

**Resolution No. 2015-004**, A RESOLUTION APPROVING THE PUBLIC OFFICIAL BOND FOR TILDEN J. FLEMING AS CITY MANAGER WITH CNA SURETY

Passed: All present voting "aye."

**2. Consideration of a Resolution to Authorize the Mayor to Sign All Documents Necessary to Apply and Receive an Appalachian Regional Commission Grant for Sewer Upgrades to Ensure Capacity for the Eastman Corporate Business Center** (AF: 180-2014). Chad Austin discussed this item, noting staff was asked by Eastman if the water and sewer could handle the new project. He stated issues were found and this pre-approved grant will help assure capacity.

Motion/Second: McIntire/Parham, to pass:

**Resolution No. 2015-005**, A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE ALL DOCUMENTS NECESSARY AND PROPER TO APPLY FOR AND RECEIVE AN APPALACHIAN REGIONAL COMMISSION GRANT FOR SEWER UPGRADES FOR THE EASTMAN BUSINESS CENTER PROJECT

Passed: All present voting "aye."

**3. Consideration of a Resolution Authorizing the Mayor to Execute an Amendment to the Contract Between the City of Kingsport and the Tennessee Department of Environment and Conservation** (AF: 178-2014).

Motion/Second: McIntire/Segelhorst, to pass:

**Resolution No. 2015-006**, A RESOLUTION APPROVING AN AMENDMENT TO THE "CONTRACT IN LIEU OF A PERFORMANCE BOND" WITH THE TENNESSEE DEPARTMENT OF ENVIRONMENT AND CONSERVATION INCREASING THE AMOUNT OF FINANCIAL ASSURANCE FOR THE LANDFILL; AUTHORIZING THE MAYOR TO EXECUTE THE AMENDMENT AND ALL OTHER DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE AMENDMENT OR THIS RESOLUTION

Passed: All present voting "aye."

**4. Consideration of a Resolution Authorizing the Mayor to Execute a Contract Between the City of Kingsport and the Tennessee Department of Transportation for Maintenance Activities Performed on Designated State Highways and for Mowing and Litter on J. B. Dennis** (AF: 179-2014).

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Motion/Second: Segelhorst/George, to pass:

**Resolution No. 2015-007**, A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT FOR FISCAL YEAR 2015 BETWEEN THE CITY OF KINGSPORT AND THE STATE OF TENNESSEE DEPARTMENT OF TRANSPORTATION FOR REIMBURSEMENT OF MAINTENANCE ACTIVITIES PERFORMED ON DESIGNATED STATE HIGHWAY ROUTES LOCATED IN THE KINGSPORT CITY LIMITS AND A CONTRACT WITH THE STATE OF TENNESSEE DEPARTMENT OF TRANSPORTATION FOR MOWING AND LITTER ON JOHN B. DENNIS

Passed: All present voting "aye."

**5. Consideration of a Resolution Accepting a Contract Amendment with the Tennessee Department of Transportation to Extend the Roadscapes Interchange Beautification Project Deadline (AF: 164-2014).**

Motion/Second: Parham/McIntire, to pass:

**Resolution No. 2015-008**, A RESOLUTION APPROVING AN AMENDMENT TO THE AGREEMENT WITH THE TENNESSEE DEPARTMENT OF TRANSPORTATION; AUTHORIZING THE MAYOR TO EXECUTE THE AMENDMENT; AND ALL OTHER DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE AMENDMENT

Passed: All present voting "aye."

**6. Consideration of a Resolution Authorizing the Mayor to Sign a Contract with the Virginia Department of Transportation Accepting Federal and State Transportation Planning Funds on Behalf of the Kingsport MTPO (AF: 172-2014).**

Motion/Second: George/Parham, to pass:

**Resolution No. 2015-009**, A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A LETTER OF AUTHORIZATION BETWEEN THE CITY OF KINGSPORT AND THE VIRGINIA DEPARTMENT OF TRANSPORTATION TO RECEIVE FEDERAL HIGHWAY ADMINISTRATION PLANNING FUNDS FOR USE BY THE KINGSPORT AREA METROPOLITAN TRANSPORTATION PLANNING ORGANIZATION FOR THE FISCAL YEAR 2015 AND ANY OTHER DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE LETTER OF AUTHORIZATION

Passed: All present voting "aye."

**7. Consideration of a Resolution Authorizing a Change Order to the Contract with Thomas Construction Co. for the Project Inspire Ball Fields – Site Preparation and Authorizing the Mayor to Execute All Documents Necessary for the Change Order (AF: 183-2014).** Assistant City Manager McCartt gave details on this item, noting the \$245,000 would go towards grading the fifth field at the site for future use.

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Motion/Second: George/McIntire, to pass:

**Resolution No. 2015-010**, A RESOLUTION APPROVING CHANGE ORDER #2 TO THE CONTRACT WITH THOMAS CONSTRUCTION CO. FOR THE PROJECT INSPIRE BALL FIELDS – SITE PREPARATION AND AUTHORIZING THE MAYOR TO EXECUTE ALL DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE CHANGE ORDER

Passed: All present voting “aye.”

**8. Consideration of a Resolution to Authorize the Mayor to Execute Documents to Apply for and Receive a Drinking Water Revolving Loan from the State of Tennessee for the Water Treatment Plant Raw Water Transmission and Pump Station Improvements (AF: 182-2014).** Assistant City Manager McReynolds gave a presentation on this item and stated the project has been around since the mid 1990's and pointed out the focus is moving water from the river to the plant. He noted it was the most cost-effective option and construction is expected to start in September.

Motion/Second: McIntire/George, to pass:

**Resolution No. 2015-011**, RESOLUTION AUTHORIZING AND PROVIDING FOR THE FINANCING OF THE CONSTRUCTION OF A WATER FACILITIES PROJECT, INCLUDING AUTHORIZING THE EXECUTION OF APPLICATIONS, CONTRACTUAL AGREEMENTS, AND OTHER NECESSARY DOCUMENTS, AND MAKING CERTAIN REPRESENTATIONS, CERTIFICATIONS, AND PLEDGES OF CERTAIN REVENUE IN CONNECTION WITH SUCH FINANCING

Passed: All present voting “aye.”

**9. Consideration of a Resolution Awarding the Bid for the Purchase of One (1) Automated Refuse Truck to Municipal Equipment, Inc. (AF: 187-2014).** City Manager Fleming stated this vehicle would replace the truck that caught on fire. Alderman Segelhorst noted this was covered by insurance.

Motion/Second: Parham/Segelhorst, to pass:

**Resolution No. 2015-012**, A RESOLUTION AWARDING THE BID FOR THE PURCHASE OF ONE AUTOMATED REFUSE TRUCK TO MUNICIPAL EQUIPMENT, INC. AND AUTHORIZING THE CITY MANAGER TO EXECUTE A PURCHASE ORDER FOR THE SAME

Passed: All present voting “aye.”

**10. Consideration of a Resolution Awarding the Bid for the Purchase of 8.5” x 11” 20-Lb. Copier Paper to Janpak, Inc. (AF: 153-2014).**

Motion/Second: Parham/George, to pass:

**Resolution No. 2015-013**, A RESOLUTION AWARDING THE BID FOR PURCHASE OF LETTER SIZE, 20 POUND COPIER PAPER FOR FISCAL YEAR 2015 FOR USE BY THE CITY, INCLUDING THE CITY SCHOOLS, TO JANPAK, INC. AND

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AUTHORIZING THE CITY MANAGER TO EXECUTE PURCHASE ORDERS FOR THE SAME

Passed: All present voting "aye."

**11. Consideration of Resolutions Designating Bridges on Clinchfield Street and Gibson Mill Road in Honor of Kingsport Residents Captain James "Eddie" Reed and Specialist Fourth Class David Lee Hann (AF: 193-2014).**

Motion/Second: Parham/McIntire, to pass:

**Resolution No. 2015-014,** A RESOLUTION DESIGNATING THE UNNAMED CLINCHFIELD ROAD BRIDGE OVER REEDY CREEK AS THE CAPTAIN JAMES "EDDIE" REED MEMORIAL BRIDGE

Passed: All present voting "aye."

Motion/Second: Parham/McIntire, to pass:

**Resolution No. 2015-015,** A RESOLUTION DESIGNATING THE UNNAMED GIBSON MILL ROAD BRIDGE OVER REEDY CREEK AS THE SPECIALIST FOURTH CLASS DAVID LEE HANN MEMORIAL BRIDGE

Passed: All present voting "aye."

**12. Consideration of a Resolution Approving the Use of Unit 210 in 400 Clinchfield Condominium Association (AF: 194-2014).** Assistant City Manager McCartt stated the city can move forward with the process to turn over the space to the judge so they can build out the office.

Motion/Second: McIntire/Segelhorst, to pass:

**Resolution No. 2015-016,** A RESOLUTION APPROVING THE TRANSACTION ALLOWING COURT OF CRIMINAL APPEALS JUDGE ROBERT H. MONTGOMERY, JR. TO USE UNIT 210 IN THE 400 CLINCHFIELD CONDOMINIUM ASSOCIATION BUILDING; AUTHORIZING THE MAYOR TO EXECUTE THE ANY AND ALL DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THIS RESOLUTION

Passed: All present voting "aye."

**E. APPOINTMENTS/REAPPOINTMENTS.**

**1. Consideration of Reappointments to the Parks and Recreation Advisory Committee (AF: 160-2014).**

Motion/Second: Segelhorst/McIntire, to approve:

REAPPOINTMENTS OF MRS. LONI GARCIA, MR. JEFF WALKER AND MR. PETE LODAL TO SERVE ANOTHER THREE-YEAR TERM ON THE **PARKS AND RECREATION ADVISORY COMMITTEE** EFFECTIVE IMMEDIATELY AND EXPIRING ON JULY 31, 2017.

Passed: All present voting "aye."



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**VII. CONSENT AGENDA. *(These items are considered under one motion.)***

Motion/Second: McIntire/Parham, to adopt:

**1. Consideration of Approval of Offers for Easements and Right-of-Ways for the Reedy Creek Trunk Line Improvements Project (AF: 176-2014).**

Approve:

OFFERS FOR EASEMENTS AND RIGHTS-OF-WAY FOR THE REEDY CREEK  
TRUNK LINE IMPROVEMENTS PROJECT

Passed in a roll call vote: George, McIntire, Parham, Segelhorst, and Phillips voting  
"aye."

**2. Consideration of Approval of Offers for Additional Easements and Right-of-Ways for the Rock Springs/Westfield Drive Area Sewer Extension Project (AF: 177-2014).**

Approve:

OFFERS FOR ADDITIONAL EASEMENTS AND RIGHTS-OF-WAY FOR THE ROCK  
SPRINGS/WESTFIELD DRIVE AREA SEWER EXTENSION PROJECT

Passed in a roll call vote: George, McIntire, Parham, Segelhorst, and Phillips voting  
"aye."

**VIII. COMMUNICATIONS.**

**A. CITY MANAGER.** Mr. Fleming highlighted the professionalism in Kingsport and stated the IT department has been revamped to comply with audit requirements. He also recognized employees who recently received certifications as well as those who retired.

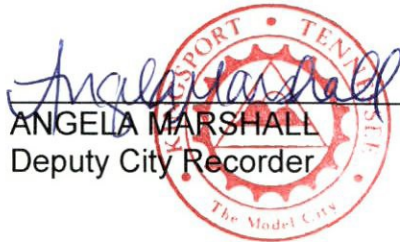
**B. MAYOR AND BOARD MEMBERS.** All of the aldermen congratulated Jeff Fleming on his start as city manager. Alderman George commented on tragedy in the death of Mike Locke, noting she hoped some good might come out of it if it causes the community to change their behavior and drink responsibly. Alderman Segelhorst also congratulated John Campbell on his retirement and wished everyone a good Independence Day. Alderman Parham commented on Mike Locke's service to the community, as well as Ailsie Straley who passed away in an accident in Atlanta. Vice-Mayor McIntire gave details on the promotions of Ryan McReynolds, Chris McCartt and Lynn Tully. He also commented on the 4<sup>th</sup> of July and encouraged citizens to reflect on the importance of living in freedom. Mayor Phillips recognized Ian and William Steppetoe in the audience, representing Boy Scout Troop #253. He also commented on the loss of Mr. Locke and Ms. Straley, noting both were great donors to the city. He reminded everyone FunFest was coming up as well as the 50<sup>th</sup> anniversary of The Haggie Shop in downtown Kingsport.




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**C. VISITORS.** Mr. Tommy Hulse, Mr. Shelburne Ferguson, Ms. Mary McNabb and Ms. Barbara Brown made comments.

**IX. ADJOURN.** Seeing no other business for consideration at this meeting, Mayor Phillips adjourned the meeting at 8:20 p.m.

  
ANGELA MARSHALL  
Deputy City Recorder

  
DENNIS R. PHILLIPS  
Mayor